

JOHN McCAIN  
ARIZONA

COMMITTEE ON ARMED SERVICES

COMMITTEE ON INDIAN AFFAIRS

## United States Senate

May 8, 2007

The Honorable Kevin J. Martin  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554

Dear Chairman Martin:

I **am** writing to bring to your attention a matter raised to me by a petitioner that appears to be in the jurisdiction of the Federal Communications Commission.,

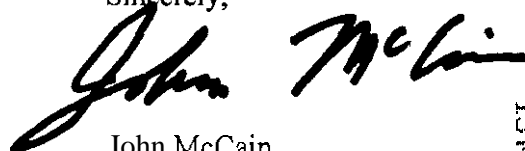
When matters such as this are raised by a petitioner, it **is** my policy to refer them to the appropriate federal department or agency, regardless **of** whether the petitioner has any personal or political relationship with me. I ask for no preferential treatment for **this** petitioner or any single **or** select group **of** interests, nor do I advocate a specific outcome for this or any other petitioner.

I **ask** that this matter be handled in strict accordance with existing agency **rules**, regulations, and ethical guidelines. **My** sole interest **is** to ensure that this petitioner is treated fairly and equitably, and in a manner that reflects appropriate and prompt service to citizen taxpayers.

According to the attached letter, a proceeding known as the Biltmore Forest allotment is currently before the Commission's Media Bureau. The petitioner wishes to know the status of the proceeding. I would appreciate a response to this petitioner with a copy sent to me for my information

Let me reiterate that I **am** not advocating a specific result in this matter, and I **trust** that whatever decision or course of action you may take will be made in the best interests of the country.

Sincerely,



John McCain  
United States Senator

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15 MAY 2007 RMD



American Media Services  
LLC

DEVELOPERS & BROKERS OF RADIO PROPERTIES

The Honorable John McCain  
241 Russell Senate Office Building  
Washington, DC 20510

February 7, 2007

RE: Federal Communications Commission

Dear Senator McCain,

I hope this correspondence finds you well.

I am General Counsel to American Media Services, LLC. We are a radio brokerage and development firm located in Mt. Pleasant, South Carolina. As such, we deal with the Federal Communications Commission almost daily. I am writing to request your assistance with two matters. This correspondence is my last hope, I believe, to actually get something done with some matters pending before the Commission.

The first issue involves a proceeding that has been under consideration by the Commission for approximately nineteen years. During this time, the licensors involved in the proceeding have been subjected to continued promises for action by the Commission, only to be continually disappointed when nothing happens. Time and time again we have been promised action, and nothing happens. Our counsel's phone calls are only met with more promises. The results of the inefficiency and failure in dealing with this situation has led to an enormous financial cost to the parties involved as well as lost opportunity costs in the inability to deal with other projects. For reference purposes, this proceeding is known as the Biltmore Forest allotment proceeding. It is currently before by the Media Bureau at the Commission.

The second pressing issue involves an attempt by the Commission to streamline the process by which radio stations improve their signals, and hence, their value. To improve a station's value, it is often necessary to change its city of license. The current version of the proposed process limits the number of components to the plan to four. This number is arbitrary and probably cannot survive a legal challenge.

Senator, we really need some help. Under the ex-parte rules that govern Commission proceedings, we can only check on the status of the Biltmore proceeding. We desperately need some contact from your office, preferably a phone call, to dislodge this logjam. We also need someone to look into the arbitrary number (four) assigned to applications with regard to the new Commission policies.

Please understand the frustration that has led to this correspondence. Our government is designed to be responsive to its citizens. Unfortunately, the Commission, in these two instances, has not lived up to that ideal.

  
David Allen Collins, Esquire

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